IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE THIRTEENTH DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO : 14219 of 2004

Between:

Sri Lakshmi Recreation Club 8-2-466/1, R.No.4, Banjara Hills, Hyderabad, AP
rep.by M.R.Giridhar

..... PETITIONER

AND

1 The Commissioner of Police, Hyderabad
2 The Deputy Commissioner of Police, West Zone, Hyderabad
3 The Assistant Commissioner of Police, Banjara Hills, Hyderabad
4 The Deputy Commissioner of Police (Task Force) West Zone, Hyderabad
5 Station House Officer, P.S.Banjara Hills, Hyderabad

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue any appropriate Writ or Writ of Mandamus, direction, declaration or order by declaring the action of respondents in interfering/obstructing day to day lawful activities of petitioner's club as illegal, arbitrary, discriminatory, unreasonable, unjust, without jurisdiction and opposed to public policy, violating of Article 14,21 of Constitution of India and also violative of principles of natural justice and issue consequential directions not to interfere or obstruct lawful activities of petitioner club like sports and games including from conducting card room where the members and guests are allowed to play game of rummy with stakes/ syndicate (thirteen card game), library, social-cultural activities, debates, meetings/ seminars etc.

Counsel for the Petitioner: MRK.M.MAHENDER REDDY

Counsel for the Respondents.: GP FOR HOME

The Court at the stage of admission made the following :

ORDER:

Heard the learned counsel for the petitioner and the learned Government Pleader for Home appearing for the respondents.

The petitioner is seeking a declaration that the alleged action of the respondents in interfering/obstructing day-to-day lawful activities of the petitioner club, as illegal and illegal.

It is represented by both the learned counsel for the petitioner and the learned Government Pleader that the issue involved in this writ petition is squarely covered by a decision of a Division Bench of this Court in **TWIN CITIES CINEMA CULTURAL CENTRE V COMMISSIONER OF POLICE** wherein it is held as follows:

> "Therefore, the police authorities cannot obstruct the writ petitioner-Club from conducting card room where the members and guests of the writ petitioner's cultural center are allowed to play the game of rummy with stakes/syndicate (thirteen card game). At the same time, we make it clear that the police is always at liberty to enter the premises and check as to whether the cultural center of the Club is conducting card room where the members and guests of the petitioner's cultural center are playing the game of rummy with stakes/syndicate (thirteen card game) for the purpose of verification. If they receive any intimation, the Police may enter the Club and verify the same and proceed further if the members and guests of writ petitioner's cultural center play other than the game of rummy with stakes/syndicate (thirteen card game). The police authorities are also at liberty to proceed with the cases, which are already registered."

Following the same, the writ petition is disposed of in terms of the above decision. No costs.

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G. ROHINI, J.

13th August 2004

Tsr.

To

1 The Commissioner of Police, Hyderabad
2 The Deputy Commissioner of Police, West Zone, Hyderabad
3 The Assistant Commissioner of Police, Banjara Hills, Hyderabad
4 The Deputy Commissioner of Police (Task Force) West Zone, Hyderabad
5 Station House Officer, P.S.Banjara Hills, Hyderabad

6 Two CCs to Government Pleader for Home, High Court Buildings, Hyderabad. (OUT).

7 Two CD copies.